

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

SEP 1 1988

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... **OCT 18 1988**

The applicant Freeport-McMoRan Gold Company
Mtn. City Star Route, of Elko
Street and No. or P.O. Box No. City or Town
Nevada 89801
State and Zip Code No.

hereby make^s application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) January 29, 1978-Delaware

1. The source of the proposed appropriation is underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.2 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Mining, Milling & Domestic (environmental control)
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point within Lot 4, Section 3, T 42 N,
Describe as being within a 40-acre subdivision of public
R 54 E, MDM, from which the NW corner of said section bears N 10° 30' W, 700 feet
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
distance

6. Place of use T 43 N, R 54 E: Section 33: S $\frac{1}{2}$ SE $\frac{1}{4}$
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
Section 34: S $\frac{1}{2}$ S $\frac{1}{2}$

T 42 N, R 54 E: Section 3: Lots 1,2,3,4, S $\frac{1}{2}$ NE $\frac{1}{4}$

Section 4: Portions of Lots 1 & 2 and S $\frac{1}{2}$ NE $\frac{1}{4}$

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) construct shallow Trench drain to de-water
State manner in which water is to be diverted, i.e. diversion structure, ditches and
formations beneath solution ponds, install pump and pipelines to barren solution
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$20,000.00

10. Estimated time required to construct works two years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use three years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water source is apparently shallow perched table formation intercepted by French drain. Applicant intends to co-mingle this water with other permitted rights.
 Please send copies of all correspondence and notices to undersigned agent.

By /s/ William A. Nisbet
William A. Nisbet
 Agent
 421 Court
 Elko, Nevada 89801

Compared kh/jm bp/se

Protested _____

APPROVAL _____ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 50672, 51163, 51292, 51399, 51400, 52452, 53002, 53003, 53271, 53272 and 53273 shall not exceed 377 million gallons annually.

The manner of use of water under this permit is by nature of its activity a (CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2 cubic feet per second, but not to exceed 47.2 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 1, 1991

Proof of completion of work shall be filed on or before March 1, 1991

Application of water to beneficial use shall be made on or before February 1, 1992

Proof of the application of water to beneficial use shall be filed on or before March 1, 1992

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed _____ IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed _____ State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 27th day of February,

Cultural map filed _____

A.D. 19 90

Certificate No. _____ Issued _____

R. Michael Turnipseed P.E.
 State Engineer

(PERMIT TERMS CONTINUED)

temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

This permit is not issued for any additional appropriation of water but only for environmental control purposes.

